

POINTS IN THE ABOVE.
Motion to Vacate Arrest.
The defendant was arrested and has continued in custody and execution have been issued. He has been ordered to vacate the arrest. It is opposed that he is too late. The Court sees nothing in relation to discharge from arrests execution; there is a case in Sandford's Supp., 706, but they allude to where bail has been taken under the circumstances the party is discharged, but on the condition that he does not come for false imprisonment.

a larger amount of damages against one
the other, and then returned a verdict

Smith for \$1,500 and Mr. Brush \$500. Mr. entered up judgment against both defendants for the larger sum, waving the damages against Mr. now asks that the judgment be set aside, on the ground that the plaintiff has no right larger sum against him than the Jury rendered.

In this matter of joint defendants, there is a rule, the Court said, in the books, and common sense. Mr. B. would, no doubt have a right

in prosecution to Mr. Brush, and take judgment. Mr. S. The Court has decided not to in a case on motion, but leave plaintiff, if he hazard, of its being reversed, to his judgment. Allowance of \$75 was made plaintiff, by against Mr. Smith, and \$25 against Mr. Brush, entered up against both for \$100. A united must be reduced to \$75.

Purdy agt. Phillips.
are executors. The question is as to in-
terest given by one of the deceased to the
other, which no interest was expressed. Held
that such a case commences from the date of
death.
Fatman agt. Schepeler.

bank power of attorney, accompanying a check, is declared to be for value received and not a mere power for agent to transfer,) is a pledge to the stock against the world. (It is given to a third party in security for a loan of its value, and the party loaning borrowed on a larger amount, pledging the stock with the power of attorney, &c.)

For a store, such as chandelier, lamps, side lamps, &c., are not fixtures, and can be mortgaged.

r unless, upon authority in writing, a rule
open Court, allowing him to conduct the
Judge avoided expressing any opinion as
the act of 1847, (the amended Judiciary act.)
any person of good moral character, &c., to
conduct a suit, is or is not Constitutional,
clause has been held unconstitutional by a
the Supreme Court of the First District.

plaintiff not being bound to take notice of answers upon him, in behalf of defendant, by an attorney, and not approved by the Court of good moral character before the pro-

Fivolous Answers.

Before Judge PAYNE.
Wes & Son against John A. Flak.
 \$442, value of a quantity of butter sold
 times, on credit on the representation of

COURT—SPECIAL TERM—Before Judge
ROOSEVELT—DECISION.

to "search the Records in his office and certify there appearing, of Edward Whigfall," (described) in Eighty-fifth and Eighty-sixth-plaintiff says that the Register not only reply with the request, but would not permit to search unless he paid 5 cents per copy of the Register is that the requisition

ny decree; that there are 1,000 volumes and to search titles, which involves not only but wills, &c., would require a much number of clerks than he is allowed. He also person searching for himself should pay. I have made a decision at considerable length. He will find all that can be required of the Register in the Index and see if the name of the alleged

ner was there: if not, that is an answer; to look from the date of his grant to see if conveyed or encumbered the property, and to what appears. If the applicant wishes to be a grantor, he must either direct a (under fee) or make an examination him- self may do as a right, without charge, and present requisition so as to render it specific

...sive enough to cover all the points of in-
the range of the Register's office, (that is,
one of each party that is to be included in
the matter of opening Third-av.
on confirming the Report of the Commis-
sion to first Monday in January.

NE COURT—Before Judge LYNCH.
 J. B. Webster agt. Wm. B. Brisby.
 Assault and battery, at sea, by an assistant of the steamship South Carolina, by seizing him of the head and so holding him for two days. The defense is that the assistant misrepresented him, the engineer, to the

Before Judge COWLES, the defendant, an agent of the Chicago Police Department, was charged with assault and battery on a police officer. The plaintiff, a police officer, was charged with assault and battery on a police officer. The court held that the case does not present a question of law.

MARRIED.
Dec. 10, Rev. JOHN J. REGAN, Assistant Pastor
of St. Paul's Church, Brooklyn, aged 28 years.
The ceremony will take place at St. Paul's Church, Brooklyn.

At 9 o'clock A. M., after which the body to the vaults of St. Patrick's Cathedral, New York. On evening, Dec. 11, of paralysis, ELIZABETH, wife of James, in her 62th year.
The friends of the family and those of her sons, James are respectfully invited to attend the funeral, on Sat., at 9 1/2 o'clock, from her late residence, No. 39
Her remains will be taken to St. John's Cemetery, at 11 o'clock.

DIED.
On Sabbath afternoon, December 12, of consump-
tion, SARAH ANN, wife of John Cuthell, and daugh-
ter of William Bathgate.
The family and of her brothers in law, James and
George, attended her funeral on Tuesday afternoon, at
the residence of her father, Mr. Bathgate.
She passed from time like a cloudless day.

December 11, MARY JANE, wife of William
21 years and 13 days.
The family are requested to attend her funeral from
No. 254 Fulton-st., Brooklyn, on Monday, the 13th
at 4 P. M.
Dec. 12, LEVI, infant son of Levi and Hester Paw-
st. LEWIS THORNAL, aged 62 years.
Those of his son, B. S. Thornal, and of his son in law,

the family are invited to attend the funeral, at St. Hudson-st., on Tuesday, December 14, at 3 o'clock.

COMMERCIAL MATTERS.

at the Stock Exchange....Dec. 11.		
Int. coupon, 114	175 Nac. Transit Co.....	30
" " " " 109	" " " " " " " "	30 1/2
ome Bonds, 161	200 do " " " " " "	30 1/2
en. Eds., 71 101	700 do " " " " " "	30 1/2
" " " " 101	100 do " " " " " "	30 1/2
" " " " 100 1/2	180 do " " " " " "	30 1/2
610 101	150 Cumberland Coal Co..	66 1/2

New Bds. 95%	50	do	160 66
do. 8 7/8	15	Comberland Corp.	65
do. 86	50	Pharmix Mining Co.	72
R.R. Bds. 98	100	do	610 72
do. 117	350	do	41 1/2
do. 107 1/2	50	do	415 31
do. 106 1/2	40	do	21
do. 100	100	Erie Railroad	430 98
Bank	112	do	95

Wmshgh	101	23	do	25
Trust	190	170	do	210
Al	22	50	do	100
22	20	N. Haven & N. London	00	
230	22	105	do	00
116	500	Harlem Railroad	74	
117	1100	do	330	75
117	600	do	74	

1600	7	41 Harlem Railroad Prof.	115
Y. Zone	12 1/2	30 Rock. & Syr. R.R.	185
1600	13 1/2	5 do	125
Y. Zone	8 1/2	100 Stonington Railroad	87 1/2
1600	13 1/2	50 do	130 37 1/2
Y. Zone	8 1/2	25 Reading Railroad	89 1/2
1600	13 1/2	306 Hudson River R. R.	76
Y. Zone	8 1/2	7 Mich. Central R.R.	111 1/2
1600	13 1/2	30 Panama Railroad	145

Co.	125 75	5	do.	147
Co.	120 92	20	Panama R.R. scrip	148
.....	123 60	40	Cleveland, Columbus &	
Report,	120 22		Cincinnati R.R.	130
.....	90			

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SECOND BOARD.

Don. Bds. '92. 100%	50	Erie Railroad	210 00
.....	101	do.	90 00

al.	31%	100	do.	618	20
al.	500	200	Harlem Railroad	75	
	510	100	do.	53	75
& Kerport.	30	400	do.	75	
	30%	250	do.	50	75
	500	200	do.	50	75
& D. Dock.	7	300	do.	75	
ing Zinc.	13	30	N. H. & S. London R.R.	55	
Transit Co.	20%	500	Long Island Railroad	55	
			do.	55	

[illegible]